


CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 9 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-746-9195 (Corrected Filing Receipts) on the below date:

Date: September 22, 2004 Name: James L. Katz Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: J. Bradford Forth et al.

Appln. No.: 10/774,814

Filed: February 9, 2004

For: HUMAN MACHINE INTERFACE FOR AN
ENERGY ANALYTICS SYSTEM

Examiner: Unassigned

Art Unit: 2171

Attorney Docket No: 6270/137

Commissioner for Patents
P. O. Box 1460
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Request for Correction of Filing Receipt; Copy of Declaration; Copy of postcard
☐ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		or	Not a Small Entity	
					Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
Total					\$		Total		\$

Fee payment:

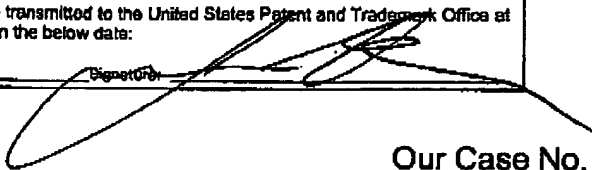
- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

9/22/04

Respectfully submitted,


James L. Katz (Reg. No. 42,711)

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-746-8185 (Corrected Filing Receipts) on the below date:	
Date: <u>September 22, 2004</u>	Name: <u>James L. Katz</u> Signature: 

Our Case No. 6270/137

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

J. Bradford Forth et al.

Serial No. 10/774,814

Filing Date: February 9, 2004

For **HUMAN MACHINE INTERFACE
FOR AN ENERGY ANALYTICS
SYSTEM**

Examiner: Unassigned

Group Art Unit No. 2171

SECOND REQUEST FOR CORRECTION OF FILING RECEIPTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450Attention: Application Processing Division
Customer Correction Branch

Sir:

Applicant requests the issuance of a corrected filing receipt (copy attached) for the above-referenced patent application, and in support of this request respectfully states:

The names of the first two inventors as listed on page 2 of the Declaration filed on July 9, 2004 (copy attached) were omitted and should be corrected as follows:

J. Bradford Forth

Peter C. Cowan

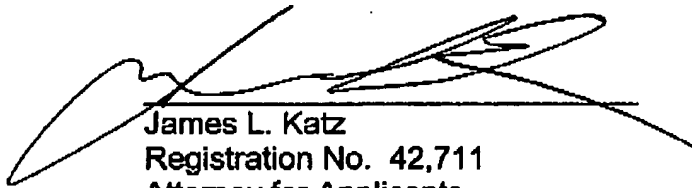
The first filing receipt had all 5 of the inventors listed on it but the two inventors noted above were dropped from the updated filing receipt subsequent to the filing of the declaration. A prior request to correct the filing receipt was rejected as improper and instructed the Applicant to file a petition to correct inventorship under 37 C.F.R. § 1.48. However, Applicant's representative believes such a petition is unnecessary as the previously filed declaration correctly listed all 5 inventors, including those noted as missing above. Accordingly, the inventorship of the present application is correct and only correction of the filing receipt is required to list all of the inventors.

Enclosed with this request is a copy of declaration (3 pages) filed on July 9, 2004 listing all 5 inventors, including the inventors omitted from the filing receipt, as well as a copy of the post card receipt evidencing receipt by the USPTO.

The Commissioner is hereby authorized to charge any fees required to Deposit Account No. 23-1925.

Respectfully submitted,

Date: September 22, 2004



James L. Katz
Registration No. 42,711
Attorney for Applicants

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/774,814	02/09/2004	2171	2846	6270/137	24	78	15

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CHICAGO, IL 60610

CONFIRMATION NO. 9228

FILING RECEIPT

10/774,814 02/09/2004 2171 2846 6270/137 24 78 15
OC000000012575395

Date Mailed: 05/10/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

J. Bradford Forth, Residence Not Provided;
Peter C. Cowan, Residence Not Provided;
Douglas Stephen Ransom, Residence Not Provided;
Thomas S. Stevenson, Residence Not Provided;
Jeffrey W. Yeo, Residence Not Provided;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/445,788 02/07/2003
and claims benefit of 60/445,881 02/07/2003

Foreign Applications

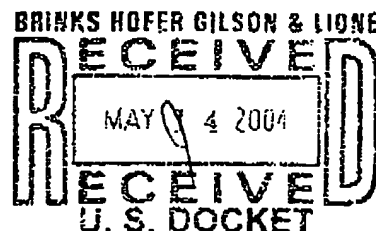
If Required, Foreign Filing License Granted: 05/07/2004

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title



Human machine Interface for an energy analytics system

Preliminary Class

707

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Attorney Docket No. 6270/136

**DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION
(37 C.F.R. §1.63)**

As a below named inventor, I hereby declare:

My residence, mailing address, and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor or an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled:

HUMAN MACHINE INTERFACE FOR AN ENERGY ANALYTICS SYSTEM

the specification of which (check one)

☐ is attached hereto.

☒ was filed on February 9, 2004 as United States Application Application No. 10/774,814 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge my duty to disclose to the United States Patent and Trademark Office all information that I know to be material to the patentability of this application as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or (f), or §365(b) of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s), or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s) or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Priority
Not Claimed

(Number) (Country) (Filing Date, MM/DD/YYYY)

☒

(Number) (Country) (Filing Date, MM/DD/YYYY)

☒

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

60/445,881 February 7, 2003 Pending
(Application Serial No.) (Filing Date, MM/DD/YYYY) (Status: pending, or abandoned)

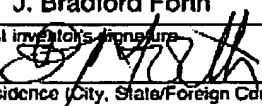
60/445,788 February 7, 2003 Pending
(Application Serial No.) (Filing Date, MM/DD/YYYY) (Status: pending, or abandoned)


I hereby claim the benefit under 35 U.S.C. §120 of any United States applications(s), or §365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application Serial No.) (Filing Date, MM/DD/YYYY) (Status: patented, pending, abandoned)


(Application Serial No.) (Filing Date, MM/DD/YYYY) (Status: patented, pending, abandoned)


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Full name of sole or first inventor J. Bradford Forth	
First inventor's signature 	Date JUNE 22, 2004
Residence (City, State/Foreign Country) Victoria, BC, Canada	
Citizenship Canadian & American	
Mailing Address 2088 Loren Terrace, V8S 2H9	

Full name of second inventor, if any Peter C. Cowan	
Second inventor's signature 	Date JUNE 22 / 04
Residence (City, State/Foreign Country) Victoria, BC, Canada	
Citizenship Canadian & British	
Mailing Address 841 Canterbury Road, V8X 3E5	

2 063

Full name of third inventor, if any Douglas Stephen Ransom	June 22, 2004
Third inventor's signature 	Date
Residence (City, State/Foreign Country) Victoria, BC, Canada	
Citizenship Canadian	
Mailing Address 2360 Handy Court, V8Z 7Y1	

Full name of fourth inventor, if any Thomas S. Stevenson	
Fourth inventor's signature 	June 21, 2004
Residence (City, State/Foreign Country) Victoria, BC, Canada	
Citizenship Canadian	
Mailing Address 1217 Topaz Avenue, V8T-2M9	

Full name of fifth inventor, if any Jeffrey W. Yco	
Fifth inventor's signature 	June 28, 2004
Residence (City, State/Foreign Country) Saanichton, BC, Canada	
Citizenship Canadian	
Mailing Address 6456 Old West Saanich Road, V8M 1W8	

3 of 3

Serial No. 18/774,814
Applicant: FORTH ET AL.
Client/Matter No.: 6270/137

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Please acknowledge receipt of the below identified:
Items Mailed: Transmittal Letter (in duplicate); Response to Notice to File
Missing Parts; Return Copy of Notice; Declaration; Power of Attorney;
Assignment Recordal and Assignment; Checks in the amount of \$130 and \$40;
Postcard receipt.

BRINKS HOFER GILSON & LIONE
By: James L. Katz, Reg. No. 42,711
Date of Mailing: July 9, 2004



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